

# McDermott Will & Emery

Boston Brussels Chicago Düsseldorf London Los Angeles Miami Milan  
Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

Shirley S. Fujimoto  
Attorney at Law  
sfujimoto@mwe.com  
202.756.8282

July 9, 2004

BY ELECTRONIC FILING

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

Re: *Ex Parte* Notice: Carrier Current Systems, Including Broadband over Power Line Systems; Amendment of Part 15 Regarding New Requirements and Measurement Guidelines for Access Broadband over Power Line Systems (ET Docket NO. 04-37)

Dear Ms. Dortch:

Pursuant to Section 1.1206(b) of the Commission's Rules, this is to notify you that Larry Sheppard, Timothy Slay, and Gary Stuebing, of Duke Energy Corporation ("Duke"), and Shirley Fujimoto and Jeffrey Sheldon, counsel to Duke, met today with Bruce Franca, Alan Scime, and Anh Wride, of the Office of Engineering and Technology, to discuss the issues in the above-referenced proceeding. The parties discussed the issues previously raised by Duke in its written Comments and Reply Comments in this proceeding, including the definition of Access BPL, maintenance of a centralized database, and interference mitigation techniques.

Pursuant to the Commission's Rules, this notice is being filed electronically through the Commission's Electronic Comment Filing System. If there are any questions concerning this notice, please let me know.

Very truly yours,

/s/ Shirley S. Fujimoto

Shirley S. Fujimoto

cc: Bruce Franca, OET  
Alan Scime, OET  
Anh Wride, OET